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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND/OR SUBMISSION OF APPEAL BRIEF</b>		Attorney Docket No. ASC-023DVC2
In re Application of Fitzgerald		
Application Serial Number 10/022,689		
Filed: December 17, 2001		
Group Art Unit: 2813	Examiner: Schillinger, L.	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated <u>August 24, 2005</u> , rejecting the following claims: <u>35, 39, 40, 44, and 45</u> .		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ 500.00
<input type="checkbox"/> Fee for Brief in support of appeal (37 CFR 41.20(b)(2))		\$
<input type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27, therefore, the fee(s) shown above is/are reduced by half, and the resulting fee is:		\$
<input type="checkbox"/> Appeal Brief enclosed in triplicate.		
<input checked="" type="checkbox"/> A check including the amount of the fee is enclosed.		
<input type="checkbox"/> The Commissioner is hereby authorized to charge the required fee to Deposit Account No. 07-1700. Enclosed is a copy of this sheet.		
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 07-1700.		
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) is enclosed.		
<input checked="" type="checkbox"/> Return receipt postcard enclosed.		
I am the <input type="checkbox"/> applicant		
<input type="checkbox"/> assignee of record of the entire interest.		
<input checked="" type="checkbox"/> attorney or agent of record.		
<input type="checkbox"/> attorney or agent under 37 CFR 1.34.		
Registration number if acting under 37 CFR 1.34. _____		
<b>CORRESPONDENCE ADDRESS</b>		<b>SIGNATURE BLOCK</b>
Direct all correspondence to: Patent Administrator Goodwin Procter LLP Exchange Place Boston, MA 02109 Tel. No.: (617) 570-1000 Fax No.: (617) 523-1231 Customer No. 051414		Respectfully submitted,  Steven J. Frank Atty/Agent for Applicant(s) Goodwin Procter LLP Exchange Place Boston, MA 02109

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